

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

John Ellering; Karen Ellering; Select
Associates Realty, LLC; EJK, Inc.,

Civil File No.: 10-cv-01025
(RHK/LIB)

Plaintiffs,

v.

Sellstate Realty Systems Network,
Inc.; Arthur Darmanin; Neil Cresswell;
Michael Krein,

Defendants.

DEFENDANT MICHAEL KREIN'S
MOTION TO DISMISS FOR
FAILURE TO STATE A CLAIM

Defendant Michael Krein by and through his undersigned counsel, hereby moves the
Court for an Order:

1. Dismissing with prejudice defendant Michael Krein pursuant to Rule 12(b)(6)
of the Federal Rules of Civil Procedure.
2. For such other and further relief as the Court deems appropriate.

This motion is based on a Memorandum of Law, Affidavit, and Proposed Order, to be
served and filed, as well as the arguments of counsel and all the files, records, and
proceedings in this matter.

Dated: August 31, 2010

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